IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 467 OF 2003

MRS.MARIA JOSEFA AGUIAR D'SOUZA AND 9 ORS., ...Petitioners

Versus

ANKUSH RAJARAM NAIK, PANAJI-GOA. ....Respondent

Shri R.G. Ramani for the petitioners.

None for the respondents.

Coram:- V.C. DAGA, J.

Date:- 11th August, 2006

P.C. :

On the motion made by learned counsel for the petitioners, petitioners are allowed to withraw their application for amendment being Civil Misc. Application No.94/2003/A taken out in Special Civil Suit No.237/1992/A decided by the impugned order dated 6th August, 2003. Needless to mention that in view of withdrawal of the said application, the impugned order does not survive. However, it would be open for the petitioners to move proper application to seek enquiry into the mesne profits. In the event of such application, the trial Court shall decide the said application on its own merits.

Petition, accordingly, stands disposed of as infructuous with no order as to costs.

V.C. DAGA, J.

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